## **REMARKS**

The undersigned thanks the Examiner for withdrawing the previous 112 and prior art rejections.

Claims 1, 2, 6, 9, 11, 12, 19 and 20 have been rejected being obvious over Song in view of Tanahashi. Claims 7, 16 and 17 have been rejected as being obvious over Song in view of Tanahashi, further in view of Suzuki, as evidenced by Bertero. Claims 8, 10 and 18 have been rejected as being obvious over Song in view of Tanahashi, further in view of Ivett. These rejections are respectfully traversed.

Applicants respectfully submit that Song is *not* prior art for an obviousness rejection under 35 USC 103. Song is a 102(e) prior art. However, 35 USC 103 (c) states:

Subject matter developed by another person, which qualifies as prior art only under one or more of subsections (e), (f), and (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

This application was assigned to Seagate Technology LLC at the time of the invention of this application. Song was originally assigned to Seagate Technology, Inc. (as shown on the face of the Song patent) and subsequently owned by Seagate Technology LLC at the time of the invention of this application. (See Attachment 1)

Serial No. 09/781,975 Docket No. 146712001300

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In the event that the transmittal letter is separated from this document and the U.S. Patent and Trademark Office determines that an extension and/or other relief is required, applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. <u>146712001300</u>.

Respectfully submitted,

Dated:

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March 10, 2003

By:

Raj S. Daved Ph.D., J.D. Registration No. 42,465

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## Attachment 1

Here are the two assignments in Song from Cassis. The first one is from the inventors to

Seagate Technology, Inc. recorded on 11/13/1998 and the second one is from Seagate

Technology, Inc. to Seagate Technology LLC recorded on 6/28/2000.

Reel/Frame: 009588/0869

Assignee: SEAGATE TECHNOLOGY, INC. P.O. BOX 66360 920 DISC DRIVE SCOTTS

VALLEY CALIFORNIA 95067

Assignor: SONG, XING Date Signed: 19981102 Assignor: CHEN, QIXU Date Signed: 19981030 Assignor: LEU, CHARLES Date Signed: 19981030

Assignor: RANJAN, RAJIV YADAV

Date Signed: 19981030

Correspondence Address: MCDERMOTT, WILL & EMERY ARTHUR J. STEINER 99

CANAL

CENTER PLAZA SUITE 300 ALEXANDRIA, VA 22314

Date Recorded: 19981113

Brief: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Number of Pages: 003 Document Type: PATENT

Application Num.(Patents): 09145762

Patent Number: 6146754 Patent (Issue) Date: 20001114

Patent Title: SUBSTANTIALLY ISOTROPIC MAGNETIC RECORDING MEDIUM

COMPRISING A SEEDLAYER

Reel/Frame: 010982/0452

Assignee: SEAGATE TECHNOLOGY LLC 920 DISC DRIVE SCOTTS VALLEY

CALIFORNIA 95066

Assignor: SEAGATE TECHNOLOGY, INC.

Date Signed: 20000628

Correspondence Address: SEAGATE TECHNOLOGY LLC EDWARD P. HELLER

INTELLECTUAL PROPERTY, SV15B1 920 DISC DRIVE SCOTTS VALLEY, CA 95066

Date Recorded: 20000628

Brief: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Number of Pages: 002 Document Type: PATENT

Application Num.(Patents): 09145762

Patent Number: 6146754 Patent (Issue) Date: 20001114

Patent Title: SUBSTANTIALLY ISOTROPIC MAGNETIC RECORDING MEDIUM

COMPRISING A SEEDLAYER